



IFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLN. OF: YAMANAKA et al.

SERIAL NO.: 10/822,373

FILED: April 12, 2004

FOR: Optical Disc Medium Having a System Information Recording...

EXAMINER: Shen, Kezhen

GROUP: 2609

DOCKET: NEC WNZ-2664

CONFIRMATION NO. 2827

MAIL STOP AMENDMENT

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

In connection with the above-entitled matter, Applicants wish to bring to the attention of the Patent Office additional prior art received in connection with a Search Report issued in the Applicants' corresponding European application. Attached is a copy of the European Search Report and a PTO-1449, including copies of the references listed therein. Applicants are not submitting copies of the U.S. Patent references/U.S. Patent Publications as the Office waived the requirement. The claims in the present application are believed to be patentably distinguished over these references.

This Information Disclosure Statement is being made pursuant to the duty of disclosure imposed by law and formulated in 37 CFR 1.56(A). No representation is made that the information thus disclosed in fact constitute prior art or that it is the closest prior art, inasmuch as 37 CFR 1.56(A) relies on a materiality concept which depends on subjectivity.

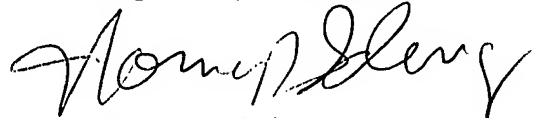
HAYES SOLOWAY P.C.
3450 E. SUNRISE DRIVE,
SUITE 140
TUCSON, AZ 85718
TEL. 520.882.7623
FAX. 520.882.7643

175 CANAL STREET
MANCHESTER, NH 03101
TEL. 603.668.1400
FAX. 603.668.8567

In compliance with the requirements of 37 C.F.R. § 1.98(a)(3), as a concise statement of relevance, as it is presently understood by the individual designated in 35 U.S.C. § 1.56(c) most knowledgeable about the content of the information, the undersigned attorney of record submits a copy of the European Search Report by a European Examiner in which the references were cited. The relevance to the pending U.S. patent application is that the references were cited in a European patent application on the same subject matter. However, no independent analysis of the reference, the accuracy of the statement of European Examiner or the claims of the European application under the laws of the country or the United States relative to the subject matter claimed in the present application has been made; the present understanding of the contents thereof by the undersigned being based on the European Examiner's comments submitted therewith.

The enclosed Information Disclosure Statement is being submitted within three months of receipt of the European Search Report, as certified in the attached Certification for Information Disclosure Statement. Therefore, we believe there are no fees involved with this prior art disclosure statement. However, in the event there are any fees payable, please charge them to our Deposit Account No. 08-1391.

Respectfully submitted,



Norman P. Soloway
Attorney for Applicants
Registration No. 24,315

HAYES SOLOWAY P.C.
3450 E. SUNRISE DRIVE,
SUITE 140
TUCSON, AZ 85718
TEL. 520.882.7623
FAX. 520.882.7643

175 CANAL STREET
MANCHESTER, NH 03101
TEL. 603.668.1400
FAX. 603.668.8567



CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: MAIL STOP AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on May 18, 2007 at Tucson, Arizona.

By: 

NPS:sb

HAYES SOLOWAY P.C.
3450 E. SUNRISE DRIVE,
SUITE 140
TUCSON, AZ 85718
TEL. 520.882.7623
FAX. 520.882.7643

175 CANAL STREET
MANCHESTER, NH 03101
TEL. 603.668.1400
FAX. 603.668.8567

INFORMATION DISCLOSURE CITATION

(Use several sheets if necessary)

MAY 22 2007



ATTY DOCKET NO.

NEC WNZ-2664

APPLICATION NO.

10/822,373

APPLICANT(S)

YAMANAKA et al.

FILING DATE

April 12, 2004

GROUP ART UNIT

2609

U.S. PATENT DOCUMENTS

*EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	6,038,208	03.14.2000	Shikunami et al.	369	275.3	
	6,430,128	08.06.2002	Kato et al.	369	47.53	
	5,986,987	11.16.1999	Taguchi et al.	369	48	
	6,175,548	01.16.2001	Kashiwagi	369	275.1	

U.S. PATENT APPLICATION PUBLICATIONS

*EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	2002/0006104	01.17.2002	Sato et al.	369	275.3	
	2003/0003260	01.02.2003	Inoue et al.	428	64.4	

FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO
	WO 03/102934	11.12.2003	PCT	G11B	7/007		
	WO 2004/006231	15.01.2004	PCT	G11B	7/007		

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

EXAMINER

DATE CONSIDERED

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

**STATEMENT UNDER 37 CFR 1.97(e) ACCOMPANYING
INFORMATION DISCLOSURE STATEMENT**

Docket No.
NEC WNZ-2664

In Re Application Of: **YAMANAKA et al.**

Application No. 10/822,373	Filing Date April 12, 2004	Examiner Shen, Kezhen	Customer No. 27667	Group Art Unit 2609	Confirmation No. 2827
--------------------------------------	--------------------------------------	---------------------------------	------------------------------	-------------------------------	---------------------------------

Invention: **OPTICAL DISC MEDIUM HAVING A SYSTEM INFORMATION RECORDING AREA OF LOW RECORDING DENSITY**

COMMISSIONER FOR PATENTS:

This is a statement under the provisions of 37 CFR 1.97(e) in the above-identified application.

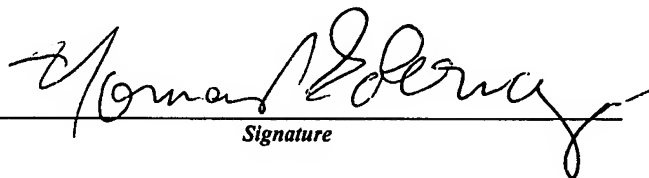
Check applicable statement herebelow:

Statement Under 37 CFR 1.97(e)(1)

- ☒ Each item of information contained in the accompanying Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement.

Statement Under 37 CFR 1.97(e)(2)

- ☐ No item of information contained in the accompanying Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned person, after making reasonable inquiry, no item of information contained in the accompanying Information Disclosure Statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.


Signature

Dated: **May 18, 2007**

Norman P. Soloway
Reg. No. 24,315
HAYES SOLOWAY P.C.
3450 E. Sunrise Drive, Suite 140
Tucson, Arizona 85718
P: 520-882-7623
F: 520-882-7643

Certificate of Mailing by First Class Mail

I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

May 18, 2007

(Date)



Signature of Person Mailing Correspondence

Shauna Bronson

Typed or Printed Name of Person Mailing Correspondence

cc: